

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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FEDERAL COMMUNICATIONS COMMISSION

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In the Matter of

Amendment of Section 73.202(b)
Table of Allotments,
FM Broadcast Stations.
(Eastman, Georgia)

MM Docket No. 00-56
RM-9839

To: Chief, Allocations Branch
Mass Media Bureau

COUNTERPROPOSAL OF MORGAN DOWDY

Morgan Dowdy ("Dowdy"), a principal in the licensees of several Georgia radio stations as well as stations located in other states, hereby responds to the Commission's Notice of Proposed Rule Making, ("NPRM") DA00-647, released March 24, 2000, by requesting the allotment channel 221A to Vienna, Georgia, rather than to Eastman, Georgia, as proposed in the NPRM.

In support of his proposal, Dowdy states the following:

1. The attached Engineering Exhibit demonstrates that the allotment of channel 221A to Vienna would comply with all technical requirements of the Commission's Rules. Vienna, an incorporated town with a 1990 population of 2608, is located in the south central part of the state, about 52 miles due south of Macon and 40 miles southeast of Eastman. No FM channel is now allotted to Vienna. The community has only one radio station licensed to it, WWWN(AM), which is authorized to operate on 1550 KHz, with 1000 watts power daytime and 23 watts at night. Such meager nighttime power

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requires that WWWN be considered as providing only daytime service to Vienna. Thus, Dowdy's request to allot channel 221A to Vienna will provide that community with its first local nighttime radio service, its first local FM radio service and its first competitive local radio service.

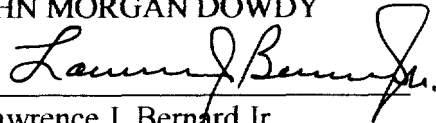
2. In contrast, two radio stations are now licensed to Eastman: WUFF(AM) which is authorized to operate with 2500 watts of power on 710 KHz, daytime only, and WUFF-FM, which operates on channel 248A. Thus, Vienna has a greater need for the service to be provided by the allotment of a new FM channel than does Eastman whose 5133 citizens already receive adequate service from local stations. Accordingly, Section 307(b) of the Communications Act, 47 U.S.C. Sec. 307(b), would be better served by allotment of Channel 221 A to Vienna, Georgia, than it would by grant of the Eastman, Georgia, proposal described in the NPRM. For this reason, the Commission is respectfully requested to adopt the counterproposal set forth herein.

3. Dowdy hereby states that if his counterproposal in this proceeding is adopted by the Commission, he will apply for a permit to build a new station on channel 221A at Vienna and, if his application is granted, he will proceed to construct and operate a new station on the channel.

Respectfully Submitted,

JOHN MORGAN DOWDY

By



Lawrence J. Bernard Jr.
5224 Chevy Chase Parkway NW
Washington, DC 20015
(202) 237-8215
His Attorney

MORGAN DOWDY
VIENNA, GEORGIA

ENGINEERING EXHIBIT

May 2000

William Culpepper & Associates
900 Jefferson Drive
Charlotte, NC 28270

MORGAN DOWDY
VIENNA, GEORGIA
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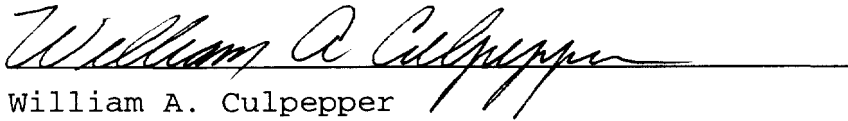
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MORGAN DOWDY
VIENNA, GEORGIA

DECLARATION

I declare, under penalty of perjury, that I have prepared the attached Engineering Exhibit for Morgan Dowdy, and that all of the facts therein, except for facts of which the Federal Communications Commission may take official notice, are true to the best of my knowledge and belief; and that I am a Registered Professional Engineer in the State of Georgia.

Executed on May 10, 2000.

A handwritten signature in cursive script, reading "William A. Culpepper", is written over a horizontal line.

William A. Culpepper

William Culpepper & Associates
900 Jefferson Drive
Charlotte, NC 28270
704-365-9995

MORGAN DOWDY
VIENNA, GEORGIA

NARRATIVE

This exhibit supports the attached Counterproposal of Morgan Dowdy to allot channel 221A to Vienna, Georgia, an incorporated city, which had a 1990 population of 2708.

The reference point for this proposal is 32° 07' 44" north and 83° 47' 44" west. Page 3 is a tabulation for channel 221A from the proposed reference point to known facilities, authorizations, applications and proposals on the cochannel, the first, second, third, fifty-third and fifty-fourth adjacent channels.

A reference site 2.6 kilometers north of the center of Vienna has been chosen in order to clear WDDQ, channel 221A at Adel, Georgia. The area in which a site will meet the class A spacing requirements of §73.207 and simultaneously meet the requirement of §73.315 regarding principal city coverage is very large, providing reasonable assurance of an available transmitter site.

If channel 221A is allotted to Vienna, the petitioner will promptly file an application for construction permit, and if granted, will construct and operate the facility.

This counterproposal is mutually exclusive with the allotment of channel 221A to Eastman, Georgia as proposed in this proceeding by Clyde and Connie Lee Scott.

WILLIAM CULPEPPER & ASSOCIATES
900 JEFFERSON DRIVE CHARLOTTE NC

MORGAN DOWDY
VIENNA, GEORGIA

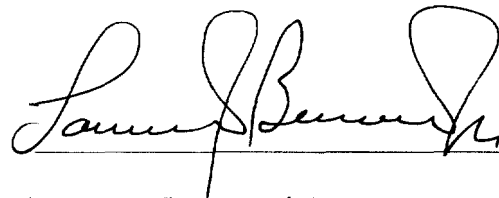
REFERENCE		CLASS A	DISPLAY DATES
32 07 44 N			DATA 05-10-00
83 47 44 W	Current rules spacings		SEARCH 05-10-00
----- CHANNEL 221 - 92.1 MHz -----			

CALL	CH#	CITY	STATE	BEAR'	D-KM	R-KM	MARGIN
WMKS	222A	Macon	GA	11.7	73.05	72.0	1.05 <
WDDQ	221A	Adel	GA	160.9	116.31	115.0	1.31 <
WJGAFM	221A	Jackson	GA	352.8	128.32	115.0	13.32
WUNV	219A	Albany	GA	206.1	56.37	31.0	25.37
990224	220A	Cuthbert	GA	246.2	102.81	72.0	30.81
AP220	220C3	Toombsboro	GA	29.4	120.76	89.0	31.76
AP220	220A	Milledgeville	GA	30.0	108.13	72.0	36.13
WKZZ.C	223C3	Tifton	GA	146.7	79.72	42.0	37.72
WKKZ	224C2	Dublin	GA	62.6	94.95	55.0	39.95
990514	220A	Milledgeville	GA	27.4	118.13	72.0	46.13
AVAC	222A	Pelham	GA	196.3	118.61	72.0	46.61
WPEHFM	221A	Louisville	GA	53.3	164.25	115.0	49.25
931105	222A	Pelham	GA	196.5	121.25	72.0	49.25

Certificate of Service

I, Lawrence Bernard Jr., do hereby declare that a copy of the foregoing Counterproposal of Morgan Dowdy was this 11th day of May, 2000, mailed by first class U.S. Mail, postage prepaid to:

EME Communications
293 JC Saunders Road
Moultrie, Georgia 31768

A handwritten signature in black ink, appearing to read "Lawrence J. Bernard, Jr.", written over a horizontal line.

Lawrence J. Bernard, Jr.